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Date: July 10, 2001

Docket No.: 0825-0166P

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

This is a Request for filing a ☒ continuation ☐ divisional  
☐ continuation-in-part application under 37 C.F.R. § 1.53(b) of  
pending prior Application No. 09/371,510 filed on August 10,  
1999, the entire contents of which are hereby incorporated by  
reference,  
by

Henrik GAROFF and Peter LILJESTROM

for

DNA EXPRESSION SYSTEMS BASED ON ALPHAVIRUSES

1. ☒ Enclosed is an application consisting of specification,  
claims, declaration and drawings/photographs (if  
applicable).
2. ☒ The filing fee has been calculated as follows:

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$710.00	\$355.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	22-20 =	2	x 18= \$36.00	x 9 = \$0.00
INDEPENDENT CLAIMS	5-3 =	2	x 80=\$160.00	x 40 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$270.00	+ \$135.00
TOTAL			\$906.00	\$0.00

3. ☒ A check in the amount of \$906.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. Amend the specification by inserting before the first line thereof the following:
- a. ☐ --This application is a ☐ continuation ☐ divisional ☐ continuation-in-part of co-pending Application No. 09/371,510, filed on August 10, 1999, the entire contents of which are hereby incorporated by reference and for which priority is claimed under 35 U.S.C. § 120; and this application claims priority of Application No. filed in on under 35 U.S.C. § 119.--
- b. ☒ --This application is a continuation of co-pending Application No. 09/371,510, filed on August 10, 1999, which is a Rule 53(b) continuation of Application No. 08/466,277 filed June 6, 1995, which is a Rule 60 continuation of 07/920,281 filed August 13, 1991, and for which priority is claimed under 35 U.S.C. § 120. Application No. 07/920,281 is the national phase of PCT International Application No. PCT/SE91/00855 filed on December 12, 1991 under 35 U.S.C. § 371. The entire contents of each of the above-identified applications are hereby incorporated by reference. This application also claims priority of Application

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No. 9003978-5 filed in Sweden on December 13, 1990  
under 35 U.S.C. § 119.--

6. ☒ Enclosed is/are thirty-three (33) sheet(s) of formal drawings and/or photographs.
- 7a. ☐ A statement claiming small entity status was filed in prior Application No. 09/371,510 on \_\_\_\_\_. See the attached copy of the statement claiming small entity status.
- 7b. ☐ The current application qualifies for small entity status.
8. ☒ The prior application is assigned to Bioption AB.
9. ☒ A Preliminary Amendment is enclosed.
- 10a. ☐ Priority of Application No(s). \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on \_\_\_\_\_.
- 10b. ☒ Priority of International Appln. PCT/SE91/00855 filed on December 12, 1991 under the Patent Cooperation Treaty and Swedish Application No. 9003978-5 filed in Sweden on December 13, 1990 under 35 U.S.C. § 119 are hereby reclaimed.
11. ☒ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
12. ☒ Address all future communications to:  
  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
P.O. Box 747  
Falls Church, VA 22040-0747  
Telephone: (703) 205-8000  
  
**or**  
Customer No. 2292
13. ☒ An extension of time for three (3) month(s) until July 10, 2001 has been submitted in parent Application No. 09/371,510 in order to establish co-pendency with the present application.
14. ☒ Also enclosed herewith is the following:  
  
Substitute Sequence Listing

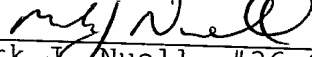
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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Mark J. Nuell, #36,623

DRN/las  
0825-0166P

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Attachments

(Rev. 01/23/01)

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